

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
FILE NO: 1:25 CV 58-MOC-WCM**

CHRISTOPHER JONAS BROOKS                                  }  
PLAINTIFF    }  
    }  
V.    }  
    }  
ASHEVILLE DETOX LLC et al.                            }  
DEFENDANT    }

**Exhibit A:  
Proposed Surreply**

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CHRISTOPHER JONAS BROOKS }  
PLAINTIFF }  
} }  
V. } } Exhibit A:  
} } PLAINTIFF'S PROPOSED  
ASHEVILLE DETOX LLC et al. } } SURREPLY TO DEFENDANTS'  
DEFENDANT } } REPLY

**NOW COMES** Plaintiff Christopher Jonas Brooks, pro se, pursuant to the Court's Order granting leave, and responds to new arguments and exhibits raised for the first time in Defendants' Reply:

**I. DEFENDANTS IMPROPERLY WEAPONIZED RULE 11 SAFE HARBOR  
COMMUNICATIONS**

Defendants' submission of Plaintiff's Rule 11 safe harbor materials as "Exhibit A" violates:

- **FRE 408** (protecting settlement communications);
- **Judicial ethics** by misusing safe harbor materials to distort the record<sup>1</sup>;
- **Rule 11's purpose** of pre-filing resolution.

## **II. DEFENDANTS DECEPTIVELY BUNDLED DISTINCT COMMUNICATIONS**

Defendants misled the Court by combining two legally distinct documents into a single "Exhibit A":

1. Plaintiff's **Rule 11(c)(2) Safe Harbor Notice** (served solely to comply with the 21-day pre-filing requirement);
2. Plaintiff's **Separate Settlement Proposal** (an independent good-faith offer under FRE 408).

This deliberate conflation materially distorts the record and prejudices Plaintiff.

## **III. PLAINTIFF'S CONDUCT REMAINS PROPER**

Plaintiff strictly complied with **FRCP 11(b)** and **Local Rule 7.1<sup>2</sup>** certification requirements. All filings responded to Defendants' document fabrication.

## **IV. CONCLUSION**

The Court should:

1. **STRIKE** Exhibit A;
2. **DISREGARD** arguments relying on it;
3. **SANCTION** Defendants for abuse of process under *Chambers v. NASCO*.

Respectfully submitted,

/s/ Christopher Jonas Brooks

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## **FOOTNOTES**

<sup>1</sup> See *Chambers v. NASCO, Inc.*, 501 U.S. 32, 46 (1991) (misusing litigation tools undermines judicial integrity).

<sup>2</sup> Local Rule 7.1 (W.D.N.C.) requires motions to "state with particularity the grounds" — a standard Plaintiff met.

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was mailed/ delivered to the following individuals at the addresses listed:

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This the 28<sup>th</sup> Day of May 2025

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